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UTILITY
PATENT APPLICATION
TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 200-66700 (2003-00758)

First Inventor Pedro Angel Fernandez et al.

Title Electronics Cabinet with an Air-To-Air Heat Exchanger
Mounted to the Outside of the Cabinet

Express Mail Label No. EV364033415US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

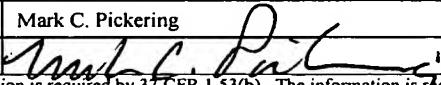
Mail Stop Patent Application

Commissioner for Patents

ADDRESS TO: P.O. Box 1450
Alexandria, VA 22313-145019270 U.S. PTO
10/821288
040904

1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17) (Submit an original and a duplicate for fee processing)	7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
2. <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.	8. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
3. <input checked="" type="checkbox"/> Specification Total Pages 18	a. <input type="checkbox"/> Computer Readable Form (CRF)
- Descriptive title of the invention	b. Specification Sequence Listing on:
- Cross Reference to Related Applications	i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or
- Statement Regarding Fed sponsored R & D	ii. <input type="checkbox"/> paper
- Reference to sequence listing, a table, or a computer program listing appendix	c. <input type="checkbox"/> Statements verifying identity of above copies
- Background of the Invention	
- Brief Summary of the Invention	
- Brief Description of the Drawings (if filed)	
- Detailed Description	
- Claim(s)	
- Abstract of the Disclosure	
4. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) Total Sheets 3	
5. Oath or Declaration Total Sheets 2	
a. <input checked="" type="checkbox"/> Newly executed (original or copy)	9. <input checked="" type="checkbox"/> Assignment Papers (cover sheet & document(s))
b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 18 completed)	10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <input type="checkbox"/> Power of Attorney (when there is an assignee)
i. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).	11. <input type="checkbox"/> English Translation Document (if applicable)
6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76	12. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input checked="" type="checkbox"/> Copies of IDS Citations
18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:	13. <input type="checkbox"/> Preliminary Amendment
<input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP)	14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
Prior application information: Examiner _____	15. <input type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed)
For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.	16. <input checked="" type="checkbox"/> Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
	17. <input type="checkbox"/> Other: _____

19. CORRESPONDENCE ADDRESS

<input checked="" type="checkbox"/> Customer Number or Bar Code Label	33402		<input type="checkbox"/> Correspondence address below
Name	Mark C. Pickering		
Address	P.O. Box 300		
City	Petaluma	State	CA
Country	USA	Telephone	(707) 762-5500
Name(Print/Type)	Mark C. Pickering	Registration No. (Attorney/Agent)	36,239
Signature			Date 4-9-04

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS: SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

FEE TRANSMITTAL

For FY 2004

Patent Fees are subject to annual revision.

Express Mail No. EV364033415US

TOTAL AMOUNT OF PAYMENT \$810

METHOD OF PAYMENT (check one)

The Commissioner is hereby authorized to charge any fees or credit any overpayment under 37 CFR 1.16 and 1.17 which may be required by this paper to Deposit Account No. 502305

LAW OFFICES OF MARK C. PICKERING

Applicant claims small entity status. See 37 CFR 1.27.

2. Payment Enclosed:

Check Money Order Other

FEE CALCULATION

1. BASIC FILING FEE

LARGE ENTITY

SMALL ENTITY

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	770	2001	385	Utility	770
1002	340	2002	170	Design	
1003	530	2003	265	Plant	
1004	770	2004	385	Reissue	
1005	160	2005	80	Provisional	
SUBTOTAL (1)					770

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

		Extra Claims	Fee from below	Fee Paid
Total Claims	15 - 20 **	= 0	x 18	= \$ 0
Independent	2 - 3	= 0	x 86	= \$ 0
Multiple Dep.		*		= \$ 0

** or number previously paid, if greater; for Reissues, see below:

Large Entity	Small Entity	Fee Description
Fee Code	Fee (\$)	
1202	18	2202 9 Claim in excess of 20
1201	86	2201 43 Independent claims in excess of 3
1203	290	2203 145 Multiple dependent claim, if not paid
1204	84	2204 42 ** Reissue ind. claims over original patent
1205	18	2205 9 ** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		\$0

SUBMITTED BY

Law Offices of Mark C. Pickering
P.O. Box 300
Petaluma, CA 94953-0300
Telephone: (707) 762-5583
Facsimile: (707) 762-5504
Customer No. 33402

Complete if Known	
Application Number	New
Filing Date	Herewith
First Named Inventor	Pedro Angel Fernandez et al.
Examiner Name	Unknown
Group Art Unit	Unknown
Attorney Document No.	200-66700 (2003-00758)

FEE CALCULATION (continued)

3. Additional Fees	
Large Entity	Small Entity
Fee Code	Fee
1051	130
1052	2051 65 Surcharge - late filing fee or oath
1052	50 2052 25 Surcharge - late provisional filing fee or cover sheet
1053	130 1053 130 Non-English specification
1812	2520 1812 2520 For filing a request for ex parte reexamination
1804	920 1804 920 Requesting publication of SIR prior to Examiner action
1805	1840 1805 1840 Requesting publication of SIR after Examiner action
1251	110 2251 55 Extension for reply within first month
1252	420 2252 210 Extension for reply within second month
1253	950 2253 475 Extension for reply within third month
1254	1480 2254 740 Extension for reply within fourth month
1255	2010 2255 1005 Extension for reply within fifth month
1401	330 2401 165 Notice of Appeal
1402	330 2402 165 Filing a brief in support of an appeal
1403	290 2403 145 Request for oral hearing
1451	1510 1451 1510 Petition to institute a public use proceeding
1452	110 2452 55 Petition to revive-unavoidable
1453	1330 2453 665 Petition to revive-unintentional
1501	1330 2501 665 Utility issue fee (or reissue)
1502	480 2502 240 Design issue fee
1503	640 2503 320 Plant issue fee
1460	130 1460 130 Petitions to the Commissioner
1807	50 1807 50 Processing fee under 37 CFR 1.17(q)
1806	180 1806 180 Submission of Information Disclosure Stmt
8021	40 8021 40 Recording each patent assignment per property (times number of properties)
1809	770 2809 385 Filing a submission after final rejection (37 CFR 1.129(a))
1810	770 2810 385 For each additional invention be examined (37 CFR 1.129(b))
1801	770 2801 385 Request for Continued Examination (RCE)
1802	900 1802 900 Request for expedited examination of a design application

*Reduced by Basic Filing Fee Paid **SUBTOTAL (3)** \$40

Date: 4-9-04
 By: Mark C. Pickering
 Mark C. Pickering, Reg. No. 36,239

Express Mail Number EV364033415US

PTO/SB/35 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REQUEST AND CERTIFICATION
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor	Pedro Angel Fernandez et al.
Title	Electronics Cabinet With An Air-To-Air Heat Exchanger Mounted To The Outside Of The Cabinet
Atty Docket Number	200-66700 (2003-00758)

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

4-9-04

Date



Signature

Mark C. Pickering
Reg. No. 36,239

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

This collection of information is required by 37 CFR 1.213(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.